

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
 )  
Parsons et al. )  
 ) Group Art Unit: 2176  
Serial No.: 10/624,883 )  
 )  
Filed: July 21, 2003 )  
 )  
For: **Method and System for Domain Name Registration and Email by Proxy**

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION TO MAKE SPECIAL**

This is applicants' Petition to Make Special in the above-identified application based upon actual infringement of the invention as currently claimed.

Accompanying this Petition is the declaration of Thomas D. MacBlain in support thereof averring that there is an infringing product actually on the market and an infringing method in use, that a rigid comparison of the infringing product and method with the claims of the application has been made and that in his opinion they are unquestionably infringed and that he has caused to be made a careful and thorough search of the prior art. Finally the accompanying declaration of Thomas D. MacBlain avers that in his opinion the claims as currently present in the application patentably differ from the art of which he is aware. That art includes art uncovered during the careful and thorough search that was conducted at Mr. MacBlain's request and art uncovered and cited in the related PCT applications, PCT/US02/27742 and PCT/US02/27956.

Also accompanying this Petition is applicants' Preliminary Amendment and Information Disclosure Statement with copies of cited art. The enclosed Preliminary Amendment makes claim amendments believed to clarify the invention protection to which applicants believe they are entitled. The Information Disclosure Statement identifies art uncovered by applicants' searcher during the careful and thorough search requisite to the Petition and that cited in the preliminary search reports in the two related PCT applications.

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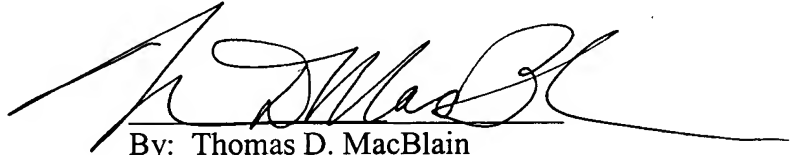
Applicants' petition fee in the amount of \$130.00 per 37 C.F.R. 1.17(h) accompanies this petition. Authorization is hereby given to charge any additional fee or to credit any overpayment to the deposit account number 070135 of the undersigned attorneys for applicant.

Favorable and prompt examination and allowance of this application is respectfully solicited.

Respectfully submitted,

Date:

11/17/03

A handwritten signature in black ink, appearing to read 'T. MacBlain', written over a horizontal line.

By: Thomas D. MacBlain  
Reg. No. 24,583

Gallagher & Kennedy, P.A.  
2575 East Camelback Road  
Phoenix, Arizona 85016-9225  
Tel No. (602) 530-8088  
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**DECLARATION OF THOMAS D. MACBLAIN IN SUPPORT OF PETITION TO MAKE  
SPECIAL**

Deponent, Thomas D. MacBlain, declares as follows:

1. That I am an attorney registered to practice before the U.S. Patent and Trademark Office and represents the applicants Robert R. Parsons, Joshua T. Coffman and Barbara J. Rechterman in the above-identified application;
2. That I am aware of an infringing product actually on the market and an infringing method actually in use at this time;
3. That I have made a rigid comparison of the alleged infringing product and method of the claims of the application and that in my opinion at least some of the claims are unquestionably infringed;
4. That I have caused to be made a careful and thorough search of the prior art;
5. That I believe the claims now present in the application to be patentable over the most pertinent and material of the prior art (a) uncovered in the search that he has caused to be made, (b) prior art referenced in the preliminary search in the PCT application number PCT/US02/27742 and (c) prior art cited in the preliminary search report in the PCT application number PCT/US02/27956.

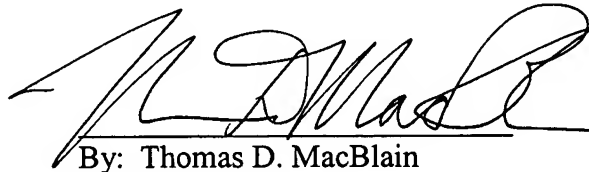
6. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and make this declaration under penalty of perjury.

Further deponent sayeth not.

Respectfully submitted,

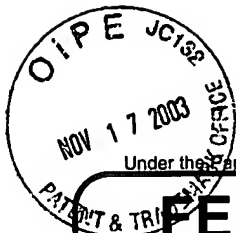
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DAG Image

PTO/SB/17 (10-03)  
Approved for use through 07/31/2006. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 130.00)

## Complete if Known

Application Number	10/624,883
Filing Date	7/21/2003
First Named Inventor	Parsons
Examiner Name	
Art Unit	2176
Attorney Docket No.	15569-0005

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit  
Account  
Number  
Deposit  
Account  
Name

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments

☐ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1) (\$)					

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

	Extra Claims	Fee from below	Fee Paid
Total Claims	-20** =	X	
Independent Claims	-3** =	X	
Multiple Dependent			

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$)				

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	130
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 130)

## SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Thomas D. MacBlain	Registration No. (Attorney/Agent)	24,583	Telephone	602-530-8088
Signature		Date	11/17/03		

**WARNING: Information on this form may become public. Credit card information should not be included in this form. Provide credit card information and authorization on PTO-2038.**

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.

SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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